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September 28, 2000

Via overnight mail and facsimile: 212-474-3700

Ronald S. Rolfe, Esquire
Cravath, Swaine & Moore
825 Eighth Avenue
New York, New York 10019-7475

Re: Department of Amazonas, et al. v. Philip Morris, BAT, etc.
Our File: 16,523 - KAM

Dear Mr. Rolfe:

It is our understanding that you have been retained by one or more of the BAT defendants regarding the lawsuit that we have filed on behalf of the Departments of the Republic of Colombia. Accordingly, I am sending this letter to you.

As I am sure you know, approximately one month ago, the Departments of the Republic of Colombia announced their intentions to sue BAT in the lawsuit that has already been filed against Philip Morris. In fact, the amended complaint, including BAT as a defendant, was filed last week and at least two BAT defendants have been served.

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After our announcement that suit would be filed against BAT, Mr. Antonio Monteiro de Castro, a member of the board of directors of BAT, along with Ibrahim Rivero, Carlos Coutinho, and Wilem Keller had a meeting with Roy Milton Harms and other members of the Harms family in Curacao. We have reason to believe that the purpose of that meeting was to make a payoff to Mr. Harms in exchange for his silence regarding this lawsuit and in exchange for access to his documents so that BAT could destroy or remove said documents. Several days after that meeting, we observed that people we believe are employees or agents of BAT arrived in Aruba and spent several days in the Romar offices. During that time period, we also observed substantial amounts of materials, believed to be records and documents, being removed from Romar's offices.

We have now learned that yesterday, Ibrahim Rivero, one of the participants in the original meeting with Roy Milton Harms, has returned to Aruba and is currently in the offices of Romar.

It is very clear to us that there is a high probability that BAT is in the process of removing or destroying Romar documents. We are hereby putting you on notice as attorneys for BAT that it is your responsibility to put an immediate stop to this destruction of evidence. You should be further informed that we intend to hold BAT, Romar, Mr. Harms, and Mr. Monteiro de Castro responsible for any spoliation of evidence.

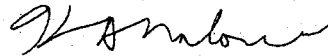
As you probably know, there is a hearing scheduled before Judge Nickerson in Brooklyn, New York, on September 29, 2000, in which Philip Morris is seeking a stay of the proceedings. Because BAT's imminent destruction of evidence is pertinent to that motion, we intend to raise this matter with the court tomorrow. By way of this letter, I am putting you on notice of our intention to do so.

Because we recognize that this represents short notice to you, we do not intend to seek sanctions or an order against BAT at the hearing tomorrow. However, regardless of whether a court

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order is entered or not, it is incumbent upon BAT and yourself to ensure that there is no further loss or destruction of documents in this case. We will file the appropriate motion and schedule the matter for hearing as quickly as possible.

Very truly yours,



Kevin A. Malone

KAM/hmp

CC: Via overnight mail and facsimile: 212-715-1399
Craig A. Stewart, Esquire
Arnold & Porter
399 Park Avenue
New York, New York 10022-4690

CC: Judge Nickerson via hand delivery